

**HOFLAND & TOMSHECK**

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*Attorney for Defendant*

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA**

**-oOo-**

UNITED STATES OF AMERICA,

Plaintiff,

RICHARD ANTHONY HERNANDEZ,

Defendant.

vs.

Case No. 2:18-cr-00320-RFB-VCF

Stipulation to Continue  
Sentencing and Disposition Date

IT IS HEREBY STIPULATED AND AGREED, by and between Christopher Chiou, Acting United States Attorney, and Bianca R. Pucci, Esq., Assistant United States Attorney, counsel for the United States of America, and Joshua Tomsheck, Esq., counsel for Defendant Richard Anthony Hernandez, that the Sentencing and Disposition currently scheduled for October 14, 2021 at 11:00a.m. be vacated for thirty (30) days or to a date and time to be set by this Honorable Court.

This stipulation is entered into for the following reasons:

1. This is the fifth Sentencing and Disposition continuance request.
2. Sentencing in this matter previously commenced and was suspended and continued for purposes of conducting a risk evaluation. Immediately after the evaluation was completed, the evaluator incurred medical ailments which have prevented him from completing the report in the time frame anticipated.
3. The Defendant is in custody and does not object to this continuance.

1           4. The Defendant will sign his waiver of in-person appearance.

2           5. The parties agree to the continuance.

3           6. For the above stated reasons, the parties agree that a continuance of the Sentencing and  
4           Disposition Date would best serve the ends of justice in this case.

5           DATED this 27<sup>th</sup> day of September 2021.

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7       Respectfully submitted,

8       CHRISTOPHER CHIOU  
9       ACTING UNITED STATES ATTORNEY

10       /s/ *Bianca R. Pucci*  
11       BIANCA R. PUCCI, ESQ.  
12       Assistant United States Attorney

13       /s/ *Joshua Tomsheck*  
14       JOSHUA TOMSHECK, ESQ.  
15       Attorney for Defendant

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA**

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UNITED STATES OF AMERICA,

Plaintiff, vs.

RICHARD ANTHONY HERNANDEZ,

Defendant.

Case No. 2:18-cr-00320-RFB-VCF

**ORDER**

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. This is the fifth Sentencing and Disposition continuance request.
2. Sentencing in this matter previously commenced and was suspended and continued for purposes of conducting a risk evaluation. Immediately after the evaluation was completed, the evaluator incurred medical ailments which have prevented him from completing the report in the time frame anticipated.
3. The Defendant is in custody and does not object to this continuance.
4. The Defendant will sign his waiver of in-person appearance.
5. The parties agree to the continuance.
6. For the above stated reasons, the parties agree that a continuance of the Sentencing and Disposition Date would best serve the ends of justice in this case.

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1 IT IS ORDERED that the Sentencing currently scheduled for October 14, 2021 at 11:00a.m.,  
2 be vacated and continued to November 18,, 2021 at 11:45 a.m/p.m.

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4 DATED 28th day of September, 2021.



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5 RICHARD F. BOULWARE, II  
6 UNITED STATES DISTRICT JUDGE  
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